

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Group Art Unit No.: 2141
)	
Christopher Murray, et al.)	Examiner: Le Hien Luu
)	
Serial No.: 10/712,130)	Confirmation No.: 8180
)	
Filed on: November 12, 2003)	
)	
For: A System Sending Behavior Modification)	
Hint To Client To Suggest Alternative)	
Servers Based On Operating Conditions)	
Of Current Server)	

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Applicants have received the Notice of Allowance mailed April 3, 2008 ("Notice"). The Notice included an Examiner's Amendment to the title of the Application pursuant to MPEP § 606.01. (*See Notice*, page 2.) Applicants disagree with the Examiner's Amendment to the extent that the amendment constitutes an assertion by the Examiner that any of the titles as filed in the application, in Applicants' amendment dated October 24, 2007, and in Applicants' amendment dated March 20, 2008 are not clearly indicative of the invention. An amendment under Rule 312 is filed concurrently with this paper and includes an amended title that is clearly indicative of the invention. Applicants respectfully submit that the title as amended in the concurrently filed Rule 312 amendment more clearly places the public on notice of the subject matter of the present application than the title as amended in the Examiner's Amendment.

Applicants also disagree with the Notice to the extent that any of the reasons given in the Notice are anything other than a restatement of the claims as allowed. No fee is believed to be

due for this paper. The Commissioner is hereby authorized to charge any applicable fee to our
Deposit Account No. 50-1302.

Respectfully submitted,

Hickman Palermo Truong & Becker LLP

Date: July 1, 2008

/AdamCStone#60531/
Adam Christopher Stone
Reg. No. 60,531

2055 Gateway Place, Suite 550
San Jose, California 95110-1083
Telephone No.: (408) 414-1231
Facsimile No.: (408) 414-1076